

# **SECOND JUDICIAL DISTRICT FOR THE STATE OF IDAHO**

## **Nez Perce County Drug Court**



### **CLIENT HANDBOOK**

**September 2017 Edition**

#### **Sessions:**

**Nez Perce County Courthouse**  
**Tuesdays: 4:30 p. m. Status Reviews**

### **WELCOME**

Welcome to the Nez Perce County Drug Court Program. This handbook is designed to answer questions and give you information about the program.

Nez Perce County Drug Court is a court-supervised collaborative effort of legal, medical, educational, correctional, and social service professionals who supervise and support adult offenders as they achieve total abstinence from drugs, alcohol, and criminal behavior. The focus of the Drug Court is breaking the cycle of addiction and criminal activity while simultaneously providing safety in our community. We believe that addiction is a disease process that can be successfully treated through a long-term, court-enforced, individualized program that reflects a total lifestyle change for the participant. Responsibility for success in the program, and successful program completion belongs to the participant.

If you join Nez Perce County Drug Court you will be expected to follow the instructions of the Judge and the probation officer as well as to comply with the treatment plan agreed upon by you and your counselors. You are encouraged to share it with your family and friends.

### **PROGRAM DESCRIPTION**

The Drug Court Program is an opportunity to participate in alcohol/drug treatment while under close supervision by the court system. It is designed for adults with a significant substance abuse problem coupled with criminal charges related to substance abuse. Instead of going to jail or prison, defendants are given the chance to

stay in their community while getting help following their treatment plans. The program combines close judicial supervision, probation case management, intensive drug treatment, regular drug testing, and graduated responses to provide a highly structured environment for appropriate defendants. In addition, participants complete an educational, social, and vocational assessment so that long-term educational, social, and employment goals can be established. Participants' family members are also encouraged to participate in the program and are provided support services. As participants progress in treatment, the program emphasis expands to include life skills and job training. Participants are expected to be employed and/or attending school as a requirement of the program. Participants are held accountable to pay for a portion of their treatment. Participants who successfully complete the Drug Court program, followed by a period of unsupervised probation are provided with a reduction of their criminal charges or mitigation of their sentences.

Participants will be closely monitored by a substance abuse professional, and will get treatment for substance abuse with frequent screening tests to check for alcohol and drug use. There is also close involvement with Felony Probation, and the court system. Participants in Nez Perce County Drug Court will appear in court often and report to the Judge about their progress. The Judge also receives reports from the Nez Perce Drug Court Team, treatment counselors, and probation officers. The average length of the drug court program is 18 to 20 months, followed by a period of unsupervised probation. The length of the program is driven by the participant and their ability to achieve total abstinence from drugs, alcohol and criminal behavior.

### **ELIGIBILITY CRITERIA**

Those eligible for Drug Court are adults charged with use and possession of drugs or where there is a significant relationship between the use of drugs and the commission of the crime before the court. The person must suffer from alcohol or drug dependency. Individuals with a current or historical felony sex offense are not eligible.

Note: all eligibility criteria/guidelines are subject to review by the Nez Perce Drug Court Team.

### **HOW DO I GET INTO DRUG COURT?**

Any member of the team may nominate someone for drug court. The first call should be to your lawyer. Your lawyer will decide if drug court is a good option for you and your lawyer will see that the screening process begins. After you have completed appointments with the necessary professionals you may be asked to participate in a Pre-Phase to determine if you are a good fit for the program and if you will be able to handle the structure of the program. If you are accepted into the program, your lawyer will still be your lawyer as long as you are in the program.

### **WHAT WILL HAPPEN IN COURT?**

Usually you will be required to plead guilty, or admit to a probation violation, before you are allowed to enter the Nez Perce County Drug Court Program.

Once you are in the program you will be required to attend court initially every Tuesday. Drug Court meets every Tuesday in the District Court room 1 at the Nez Perce County Courthouse at 4:30 p.m. When you come to court you will be called by name to come forward and have a conversation with Judge Brudie. He will ask you to tell him how you are doing in your program, and he will give you a chance to ask him questions or to ask for help with any problems.

If you have been told to attend recovery or self-help meetings you must bring your attendance card with you to court every time you come. If you have a job you need to bring a copy of your pay stub to the court to show proof that you are working. All participants in the program attend court together.

Drug Court sessions are open to the public. Family members and friends are invited and encouraged to attend court with you.

### **The Drug Court Team**

As stated, Drug Court is held every Tuesday at the Nez Perce County Courthouse. Honorable Judge Jay Brudie is the presiding Drug Court Judge. It is the practice of the Drug Court team to meet prior to each session of Drug Court. Each member of the team gives input according to the contact they have had with the participant. Progress in the program is discussed including the possibility of sanctions, rewards, and promotions. These meetings are held in the Nez Perce County Courthouse at 3:30 pm. Court follows immediately afterward (about 4:30 pm).

In addition to these scheduled meetings, team members are kept current between Drug Court sessions on the status of each Drug Court participant through phone calls, faxes, and emails. Team members will be notified immediately about any incidents of noncompliance by participants.

### **WHAT DOES THE PROGRAM COST?**

The cost for participation in Drug Court will be a flat, non-refundable fee of \$800.00 and a supervision fee determined by the Idaho Department of Corrections. The Drug Court fee will be applied to the participant's account at the time their contract is signed and the participant is expected to pay all fees in full prior to graduation. The Drug Court fee is recommended to be paid on the following schedule:

Typically in order to promote to Phase II the client must pay a minimum of \$200.00.

Typically in order to promote to Phase III the client must pay an additional minimum of \$200.00.

Typically in order to promote to Phase IV the client must pay an additional minimum of \$200.00.

Typically in order to graduate from Drug Court the client must pay the remaining balance of \$200.00.

Should a client remain in Drug Court longer than 24 months, the client may be required to pay a monthly fee at the discretion of the Drug Court Team not to exceed \$30.00 per month.

Should a client be terminated from the program for any reason, any outstanding fees will still be due and owing to the Court.

Supervision fees will be accessed by and collected by the Idaho Department of Correction. Payment records will be reported by the probation officer to the Judge as part of your progress reports.

Unless the participant qualifies for funding assistance, the participant will be responsible for the cost of treatment. There may be additional fees for evaluations, assessments, testing, alcohol detection devices, polygraphs, and co-pays. Treatment fees will be paid directly to the treatment provider. Payment records will be reported to the Judge as part of your progress reports.

Each participant is expected to pay their drug court fees and restitution on a payment schedule based on their current ability to pay and will be arranged between the participant and their probation officer/court coordinator. However, an individual's economic status at the time they are considered for drug court will not be a deciding factor if they are appropriate for the court program. Individuals who are legitimately indigent and unable to pay program fees will not be disqualified or removed from the court program on that basis alone. The Judge has the authority to waive or forgive part or all of the drug court fees, if deemed necessary and appropriate.

NOTE: Court fees are subject to change during the program and all participants will be given advance notice to any change in fees. All court and probation fees must be paid in full prior to advancement to the next phase unless arrangements have been made. All court fees, supervision fees, treatment costs and restitution will need to be paid in full prior to completing the program.

### **Sanctions/Incentives**

Sanctions are the imposition of a consequence, perceived as negative by the receiver, as a direct result of a prohibited activity. Incentives are responses to compliance, perceived as positive, by the receiver. At each court review hearing, participants may be subject to sanctions or incentives based on their performance and program compliance for the reporting period. Both compliant and noncompliant behaviors may be addressed with incentives and sanctions ordered to reinforce the participants' choices and behaviors. The noncompliant behaviors, that are proximal behaviors, receive more severe sanctions. When ordering Sanctions, the judge considers the number of previous sanctions, the participant's current phase level, and the participant's attitude and admittance of the behavior. Sanctions are intended for immediate imposition and should be graduated per episode of non-compliance. Incentives are awarded to recognize participants for their efforts in recovery and to reinforce their positive behaviors. Incentives are granted on an as-earned basis. The sanction/incentive list is attached to this handbook. There may be times when the sanctions seem "unfair" because you were given more punishment for the same offense than someone else. Do not spend much energy comparing your

sanction/incentive to someone else's. If you do not know all the circumstances you will not be able to understand the differences. The team will never discuss the circumstances of someone else's sanction.

## PHASES

**Acute Stabilization: (Optional)** The focus of this period, anticipated to be four weeks, will be to allow the defendant to get sober, maintain a brief period of sobriety, and demonstrate receptiveness to treatment and the requirements of the drug court program. Participants will:

- Meet with court coordinator for screening appointment and orientation.
- Make an appointment with the designated treatment center to receive an alcohol/substance abuse evaluation which will result in a complete treatment plan. This evaluation must be completed before enrollment in Phase One.
- Submit to random and frequent drug screening and/or alcohol breath tests.
- Attend substance abuse education or treatment sessions as directed by the treatment center, and/or the probation officer
- Permit home visits to be completed by the probation officer
- Be subject to a 9 pm curfew
- Attend Recovery meetings as directed.;'[p

The stabilization phase requires two weeks of continuous sobriety in order to progress to the next phase and be officially enrolled in the Drug Court program. Some defendants will already meet some of these criteria by having completed prior education/treatment programs; or some defendants will have achieved a period of sobriety due to being incarcerated. In cases such as these, the Stabilization Phase may be shortened to the length of time necessary to complete a substance abuse evaluation and treatment plan. Some defendants will be held in jail until detox is accomplished, and client demonstrates a motivation to participate in the drug court program.

**Phase One: (Stabilization)** The focus of this phase, anticipated to be 16-20 weeks, is to engage the participant in treatment and support his/her efforts to stay clean and sober. Participants will:

- Be subject to daily probation supervision
- Permit random unannounced home visits by Probation Officers or other Law Enforcement Agencies
- Appear in Drug Court sessions every week
- Turn in a progress report weekly as directed by the court coordinator.
- Attend counseling up to four days a week for 2 hours per day. (This may include sessions on Anger Management, Life Skills, etc. as indicated by the treatment plan)
- Expect alcohol/drug screening tests up to 4 times per week.
- Attend recovery meetings in compliance with treatment plan
- Obtain employment
- Be subject to a 9 pm curfew

- Develop a payment plan for participation fees and restitution
- Obtain a sponsor

During Phase I participants are expected to fully participate in the Drug Court program. The goal of this phase is to have participants abstain from drug and alcohol use and to develop the skills necessary to maintain this state. To advance to Phase II participants must have sixteen weeks of continuous clean urine screens, have a positive probation report, be recommended for promotion by their treatment provider, and have met all other Phase I requirements.

**Phase Two: (Early Recovery)** The focus of Phase II, anticipated to be 16 weeks, is to demonstrate a commitment to living without alcohol and other drugs and getting involved in an educational/employment program. Participants will:

- Report to their probation officer as directed.
- Permit random unannounced home visits by Probation Officers or other Law Enforcement agencies.
- Report to Drug Court every two weeks.
- Be subject to 10 pm curfew.
- Be subject to random alcohol and drug screening approximately 10 times per month.
- Turn in progress reports the Friday before your court session to your court coordinator.
- Participate in counseling up to two days a week for 2 hours per day.
- Attend recovery meetings in compliance with treatment plan.
- Maintain employment and/or begin education program.
- Successfully complete a cognitive restructuring program as directed by probation officer and treatment plan.
- Be current on Drug Court fees as determined by prearranged schedule determined by the probation officer and the client.

To advance to Phase III participants must have 16 weeks of continuous clean urine screens, have a positive probation report, be recommended for promotion by their treatment provider, and have met all other Phase II requirements.

**Phase Three: (Adaptive Habilitation)** The focus of Phase III will be on relapse prevention and maintaining a clean and sober life. Emphasis will be on educational, social, and vocational training as needed. Participants will:

- Report to their probation officer as directed
- Permit random, unannounced home visits by Probation Officer and other Law Enforcement agencies.
- Complete substance abuse treatment to include group and individual counseling as directed, including possible family sessions.
- Be subject to random drug and alcohol screening up to ten times per month.
- Attend recovery meetings per your treatment plan.
- Turn in a progress report the Friday before your scheduled court session.
- Maintain employment or student status.

- Be subject to an 11 pm curfew.
- Attend Life Skills, health, employment, family, or educational programs as directed.
- Be current on Drug Court fees as determined by prearranged schedule determined by the probation officer and the client.
- Attend Drug Court once per month.

**Phase Four: (Community Transition)** During Phase IV participants are expected to demonstrate the ability to live drug-free while remaining mostly independent of Drug Court. They will no longer have to show proof of Recovery Support meeting attendance. Phase IV is anticipated to be six months. During Phase IV participants must:

- Resolve all pending cases and be paying debts for all outstanding fines and restitution.
- Attend court every month on a schedule set by the court.
- Turn in a progress report the Friday before your scheduled court session.
- Attend recovery meetings per your treatment plan.
- Follow all terms and condition of drug court and their supervision agreement.
- Be subject to random alcohol and drug screening approximately 6 times per month.
- Participate in the Alumni Program or do a community project approved by the NPC Drug Court Team.
- Be subject to a 12 a.m. curfew.
- Participate in an exit interview with the Drug Court team.
- Be recommended for graduation.

**Graduation:** Length of the program is a minimum of sixteen (18) months followed by a period of unsupervised probation.

Successful participants will graduate after completing phase 4 and remaining drug and alcohol free for a minimum of nine consecutive months. Participants will complete requirements of their treatment plan, pay all fees, and demonstrate the ability to live productively. Judge Brudie will have the final say as to a participant's readiness to graduate.

**Aftercare:** The focus of aftercare is to promote long term recovery and to promote public safety. Upon graduating, participants will be placed on a period of unsupervised probation where the only terms and conditions of probation will be to pay all remaining restitution, if any, in full, submit to alcohol/drug screening as directed by the court and to remain violation free of any felony offense, misdemeanor offenses such as but not limited to the following: DUI, Eluding, Leaving the Scene of an Accident, Misdemeanor Open Container, Possession of a Controlled Substance, Possession of Paraphernalia, Frequenting and/or other offenses where alcohol or a controlled substance was possessed and/or consumed.

The length of unsupervised probation will be a minimum of 6 months. Depending on their disposition agreement, participants will receive the benefit of a dismissal or

reduction of their charge at a review hearing set by the court and following the participant making a presentation to the court on their accomplishments since their graduation.

### **Termination from the Program**

This is a voluntary program. You may stop being a participant in the Drug Court program at any time; however, you will be sentenced for your underlying charge or probation violation to which you have admitted. The judge and staffing team may also decide to remove you from the program for not following the rules, for not making progress, or for the commission of a new crime. They will make this decision as a team.



DRUG COURT POLICIES  
NEZ PERCE COUNTY  
September 2017

**1. Recovery Meetings:**

**You will be expected to attend recovery meetings in an amount set by your treatment provider and show proof of your attendance by having the chairperson of the meeting initial your card.** You will be required to provide proof of your attendance at each drug court session for the duration of the program. There is a direct link between the faithfulness of attendance at recovery meetings and the success of the client, so even if you think the meetings are “boring” or “inconvenient” or “not helpful” you will still be expected to attend. Shop for meetings that suit you. You may want to look in a broader area than Lewiston. There are lots of meetings at all times of the day and evening. Give this a chance to work for you.

\*You are also expected to get a sponsor as soon as possible after beginning Drug Court. A sponsor is a person working an active recovery program, a person who has at least two years of sobriety, and whom you will work a 12-step program. Another drug court client cannot be your sponsor. Your sponsor must be of the same gender. A man cannot sponsor a woman and vice-versa.

**2. Abstinence:**

**All clients must remain completely abstinent of all illegal drugs, alcohol or other mind altering substance.**

When a client first enters drug court there is often a window of time when the urine screens come back positive for illegal drugs. This is especially true of drugs such as marijuana, which takes some time to metabolize out of the system. In this case a first positive urine screen is used to establish a base-line, and no sanction will be imposed as long as the lab reports continue to show diminishing levels of the drug in the urine. A significant increase in drug levels will be interpreted as a new use. (note: in order to avoid a sanction for this first positive test a client must be honest with the team about their recent drug use. In other words, if you tell us you have been using meth, but we also get a positive for cocaine, that could be interpreted as deception. Tell us what the screen will be positive for and we will work with you as you get clean.)

\*After establishing abstinence any positive lab report will be interpreted as new drug use. When the drug court team has proof of drug use in a client an immediate jail sanction may be imposed. If a client disputes the results of the test they are entitled to ask for a repeat test. This test costs \$35 which is the responsibility of the client. No test will be run until the \$35 has been paid. If the second test comes back negative the \$35 will be reimbursed. If the second test comes back positive the \$35 is forfeited and a jail sentence is imposed.

**3. Attendance:**

**\*All clients in Phase I will attend weekly and Phase II of Drug Court will attend the 1<sup>st</sup> and 3<sup>rd</sup> session of court unless given specific permission to be gone. Phase 3 and 4 participants will attend court once a month on the 3<sup>rd</sup> session of each month.**

Permission to miss will be given rarely. Examples of reasons that are *not* acceptable for missing court:

- no child care
- no transportation
- work
- school

A client who is not in court, and who did not have specific permission to miss court, will be subject to arrest.

**\*All clients are expected to attend all scheduled sessions of treatment, and to be on time for all sessions.** Absence or tardiness from treatment will result in sanctions. Normally, you will be assigned one hour of Community Service for each ten minutes you are late. Missing a treatment appointment usually

results in four hours of community service for the first offense, but additional misses may double the penalty. Missing treatment repeatedly may result in serving some jail time, as does repeated tardiness.

#### **4. Community Service:**

**One of the sanctions frequently assigned by the judge is Community Service. This is work performed for no pay, and must be done for a nonprofit agency.** If you are thinking of doing volunteer work for a needy individual that work must *first* be approved by the drug court team. Permission is usually given if a nonprofit agency agrees *in advance* to sponsor your volunteer work and sign for your hours.

\*There will be no credit given for Community Service performed while in jail.

\*A Community Service report form was given to you in your welcome packet when you signed into Drug Court. If you need another one contact your probation officer.

\*All Community Service must be completed by the next Drug Court session. Any hours which are not completed may be doubled, and those hours will be due at the next court session.

\*There is a worker's compensation fee requirement for all Community Service hours. You must pay 60 cents an hour (*in advance*) at the fee window of the courthouse.

#### **5. Contacts:**

\*Associations: There will be no association between Drug Court clients (outside of court, treatment, CSC, or recovery meetings and functions) unless one or both clients are in Phase II or higher in Drug Court or unless special permission is given by the probation officer. This includes giving or accepting rides to and from group functions.

Drug Court clients are also prohibited from associating with other probationers (outside of court, treatment, or recovery meetings and functions) unless specific permission has been given by both individual's probation officers.

Drug Court clients are prohibited from associating with any known active substance users.

Association is defined as any planned, prolonged, or repeated personal, telephonic (to include cell phone and texting), internet or written contact with another Drug Court client. Incidental contact is not considered association. Incidental contact on the job site or in treatment groups is not considered to association. Permission for association cannot be after the fact. You must have permission prior to the association and permission will only be granted in exceptional situations and on a case by case basis.

Any client found in violation of this policy will be subject to sanctions and consequences by the Drug Court Judge.

\*Any contacts with police must be reported to the Probation Officer immediately with specific details.

\*All phone messages to Probation Officers and other drug court team members must be specific and contain all the necessary information.

#### **6. Court Appearances:**

**Clients are expected to be in court weekly in Phase 1, every two weeks in Phase 2 and Phase 3 and 4 participants are expected to attend court monthly.** Always bring your signed Recovery Meeting attendance card with you to court. Also be prepared to show proof of employment by bringing your most recent pay stub. The judge will ask to see both those items.

\*Expect to remain in the courtroom until all clients have been called forward by the judge. If you have a pressing need to leave the courtroom before court is dismissed you may ask for permission ahead of time, or you may ask the judge when you are talking to him.

\*Please observe courtroom etiquette by dressing appropriately (no bare midriffs, no short shorts, no T-shirts with offensive or drug related messages on them, no big holes in your jeans, etc. A good rule of thumb is to dress for court the way you would dress for a job interview. Obviously, the exception to this suggestion is people who come directly from work to court. When you come to court directly from work we expect you to be dirty and smelly and no one objects to that. In fact, it may be good for your image!

\*You will be expected to speak directly to the judge when your name is called to come forward in court. When he asks you a question answer with a “yes, sir” or a “no, sir” instead of “yeah.” (This is not a rule, but a suggestion). *Be honest with him and speak up if you have questions or concerns about any aspect of your program. There is no topic we consider off-limits.* However, (another suggestion) arguing with him after he has made a decision doesn’t help you in the long run, and rarely makes any difference on the decision. Respect goes a long ways. Some clients have become angry and stormed out of the courtroom, but this too doesn’t serve you very well in the long run, and usually results in your having to make an apology for your behavior the next time you are in court.

\*Do not speak to each other while court is in session unless absolutely necessary. Whispering is distracting for the judge and the other people in the courtroom.

\*Court is open to the public. Feel free to invite family members and friends to accompany you to court, but tell them about the rules before they come in. Remember, if you have reason to believe you may be sanctioned for a rule infraction do not bring unaccompanied children with you. If the judge orders you to go to jail you will have no way to take care of your children.

\*Turn off all cell phones and pagers before entering the courtroom. Judge Brudie may send the bailiff to take away your phone/pager if it makes a noise during court.

## **7. Curfew/Residence:**

All clients are given a curfew by their probation officer. This curfew is in effect seven days a week and includes holidays. A probation officer and/or a law enforcement officer will perform random checks to see if you are at home when you are supposed to be home. A curfew violation is considered a sanctionable offense.

All clients are required to live within the city limits of Lewiston, Idaho.

## **8. Drug Court Costs:**

The current cost for participation in Nez Perce County Drug Court will be a non-refundable flat fee of \$800.00 and a supervision fee determined by the Idaho Department of Corrections. The Drug Court fee will be applied to the participant’s account at the time their contract is signed and the participant is expected to pay all fees in full prior to graduation. The Drug Court fee shall be paid on the following schedule:

In order to promote to Phase II the client must pay a minimum of \$200.00

In order to promote to Phase III the client must an additional \$200.00 towards the flat fee

In order to promote to Phase IV the client must pay an additional \$200.00 towards the flat fee

In order to graduate from Drug Court the client must pay the remaining balance of \$200.00.

Should a client remain in Drug Court longer than 24 months, the client will be required to pay a monthly fee at the discretion of the Drug Court Team not to exceed \$30.00 per month.

Should a client be terminated from the program any outstanding fees will still be due and owing to the Court.

Supervision fees will be accessed by and collected by the Idaho Department of Correction. Payment records will be reported to the Judge as part of your progress reports.

Unless the participant qualifies for funding assistance, the participant will be responsible for the cost of treatment. There may be additional fees for evaluations, assessments, testing, alcohol detection devices, and co-pays. Treatment fees will be paid directly to the treatment provider. Payment records will be reported to the Judge as part of your progress reports.

NOTE: Court fees are subject to change during the program and all participants will be given advance notice to any change in fees. All court and probation fees must be paid in full prior to advancement to the next phase. All court fees, supervision fees, treatment costs and restitution will need to be paid in full prior to graduating from the program.

## **9. Drug Screening Tests:**

**Drug court clients will submit to tests of their bodily emissions to check for the presence of drugs (including alcohol).** We usually use urine tests but we also may use tests on hair, saliva, sweat, and breath. Clients will submit to urinalysis testing to check for the presence of alcohol and drugs. We currently use ChangePoint for collecting urine screens. Participants will be assigned a number and will be required to call in to a “UA Line” daily to see if their number has been called and if a drug test is required. Failure to report for drug screening will be interpreted as a positive result and a sanction will be imposed.

Arrive at the collection center ready to provide a urine sample. If you cannot provide a urine sample you will be allowed a short amount of time to drink some fluid and try again, but if you have not produced a sufficient quantity of urine it will be considered a refusal. If you provide a dilute sample (creatinine reading less than 20 mg/dl) it will also be interpreted as positive. It is difficult to drink enough fluids to accidentally dilute your urine to that extreme, so the lab has suggested anyone whose urine is diluted is probably trying to hide the presence of alcohol and drugs in their system by flooding themselves with water. Drink just enough to be able to provide a urine sample.

In addition you may be required to submit to random testing at the direction of your probation officer and/or treatment provider. If you cannot provide a urine sample, you will be allowed a short amount of time to drink some fluid and try again, but if you have not produced a sufficient quantity of urine within two (2) hours you will be sent home and the test will be interpreted as positive.

## **10. Requests to travel, or stay out past curfew, etc.:**

If you want to travel out of the area for a special occasion (or would like permission to stay out past your curfew) feel free to ask permission to do so. **Don’t wait until you are in court to ask the judge for permission. All requests should be made before the team meeting (3:30 pm) on Drug Court day.** You may make your request on your weekly progress report, by calling your probation officer or by filling out a travel request form provided by your probation officer. When planning to travel out of town be prepared to give us dates of departure and return; names, phone numbers, and addresses of who you will be staying with, and let your hosts know your Probation Officer may be calling them to verify your information and discuss abstinence requirements, curfews, etc. If your request is to go camping the PO will need a map with driving instructions on how to get to your camp site. Remember, travel requests will be granted only to clients who are current on all their fees.

## **11. Sanctions:**

**Sanctions are disciplinary actions assigned to clients who have not followed the rules of Drug Court.**

They range from writing an essay to going to jail, to possible expulsion from the program. Each infraction is considered on a case by case basis. The team takes the circumstances into account. For instance, if you miss a treatment session because you were ill the sanction will be less than for someone who misses a treatment session because he forgot. Because of this, there may be times when the sanctions seem “unfair” because you were given more punishment for the same offense than someone else. Do not spend much energy comparing your sanction to someone else’s. If you do not know all the circumstances you will not be able to understand the differences. The team will never discuss the circumstances of someone else’s sanction.

**12. Medical conditions:**

If you have a serious medical condition you will not be automatically excluded from consideration by drug court. You must be willing to fully disclose your condition and medical care to the drug court team. If you are taking a prescribed medication for your condition you must continue to do so. Although we can be flexible and work around your condition, you must be able to engage in and complete treatment. However, this program is not appropriate for individuals who require continuous, long-term treatment with a controlled substance, specifically narcotics.

You are in an addiction treatment program; therefore, participants are discouraged from taking any narcotic medication unless medically necessary. The drug court team expects the participant to be upfront and honest with their medical provider and advocate for an alternative form of medication. Should you develop a medical condition where your doctor prescribes medication you must bring in the prescription and show your probation officer and your treatment provider. We also require that you notify the medical professional of your addiction. Each participant is given a medical ID card which must be initialed by the medical staff and brought to the drug court team.

If a narcotic medication becomes medically necessary, the drug court team will evaluate the situation to determine if any action should be taken. During the period of time a participant is taking narcotic medication, they may be asked to discontinue treatment and have their sobriety date suspended until the participant is able to actively participate in treatment and is no longer taking or affected by the narcotic medication.

<b>Violations / Behaviors:</b>	<b>Sanctions include but not limited to:</b>
Missed drug / alcohol tests	<ul style="list-style-type: none"> <li>* Community Service</li> <li>* Increased drug / alcohol testing</li> <li>* Electronic Monitoring</li> <li>* Jail</li> </ul>
Tampering with drug / alcohol tests	<ul style="list-style-type: none"> <li>* Increased D&amp;A testing</li> <li>* Community Service</li> <li>* Jail</li> <li>* Possible Termination</li> </ul>
UA/BAC positive for drugs or alcohol	<ul style="list-style-type: none"> <li>* Increased drug / alcohol testing</li> <li>* Increased support meetings</li> <li>* Increased treatment</li> <li>* Treatment phase adjustment</li> <li>* Writing assignments / journaling</li> <li>* Immediate arrest / jail sentence up to three days before court appearance</li> </ul>
Missed meeting with probation	<ul style="list-style-type: none"> <li>* Add or adjust curfew</li> <li>* Community Service</li> <li>* Phase adjustment</li> <li>* Jail</li> </ul>
Missed treatment meetings	<ul style="list-style-type: none"> <li>* Increased treatment</li> <li>* Increased support meetings</li> <li>* Phase re-adjustment</li> <li>* Community service</li> <li>* Writing assignments / journaling</li> <li>* Jail</li> </ul>
Missed support groups	<ul style="list-style-type: none"> <li>* Electronic home monitoring</li> <li>* Make up meetings</li> <li>* Adjust curfew</li> <li>* Jail</li> </ul>
Inappropriate behavior at treatment	<ul style="list-style-type: none"> <li>* Community Service</li> <li>* Written apology</li> <li>* Jail</li> <li>* Possible termination</li> </ul>
Confessing to use / relapse	<ul style="list-style-type: none"> <li>* Written assignments / journaling</li> <li>* Adjustment of treatment</li> </ul>

Curfew Violation	* Community service * Electronic home monitoring * Jail
Driving without privileges	* Fines * Electronic home monitoring * Curfew * Jail * Possible termination
Other new arrest / offense	* Fines * Community service * Electronic monitoring * Jail * Possible Termination
New arrest for impaired driving	* Termination
Leave residential treatment without permission	* Warrant issues for arrest * Phase adjustment * Jail * Termination
Missed Court appearance	* Warrant issues for arrest * Jail * Possible termination
Forging support group attendance cards	* Jail * Possible termination

### Incentives and Rewards

- Recognition by Judge or Drug Court team
- Certificates of recognition / completion
- Advancement to next phase
- Decreased drug / alcohol testing
- Decrease in mandatory attendance of support groups or treatment groups
- Set at beginning of Court calendar
- Less intensive supervision by probation
- Prizes, gifts, other tangible rewards at Court if available
- Reduction / dismissal of charge (s) or PV if applicable
- Graduation / Sobriety and drug-free living
- Reduction of Drug Court fee